

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

KEVIN GIBBONS  
and JOHN CONTE,  
Plaintiff

v.

Civil Action No. 04-10453-RWZ

CHAMPION WINDOW COMPANY  
Defendant

**CERTIFICATION PURSUANT TO**  
**LOCAL RULE 16.1(D) (3)**

The plaintiff, Kevin Gibbons, and undersigned counsel hereby affirm that they have conferred:

(a) with a view to establishing a budget for the costs of conducting the full course-- -- and various alternative courses-- -- of the litigation; and


(b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

Respectfully submitted,

KEVIN GIBBONS

By his attorney,

  
Kevin Gibbons

  
Kevin B. Callanan BBO #070620  
Law Office of Kevin B. Callanan  
17 Accord Park Drive, Suite 101  
Norwell, Massachusetts 02061  
781-878-1604

Dated: April 23, 2004